

**FORTIETH LEGISLATIVE DAY
FRIDAY, FEBRUARY 20, 2004**

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.

Roll call showed 68 members present.

Absent and excused -- Deal, Eskridge. Total -- 2.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Danika Kramer, Page.

Approval of Journal

February 20, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Thirty-ninth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

February 19, 2004

Mr. Speaker:

I transmit herewith enrolled **S 1223** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1223** and, when so signed, ordered it returned to the Senate.

February 19, 2004

Mr. Speaker:

I transmit herewith **S 1244, S 1245, S 1246, S 1248, S 1249, S 1250, and S 1251** which have passed the Senate.

WOOD, Secretary

S 1244, S 1245, S 1246, S 1248, S 1249, S 1250, and S 1251 were filed for first reading.

Report of Standing Committees

February 20, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 729, H 730, H 731, H 732, H 733, H 734, H 735, H 736, H 737, H 738, and H 739**.

FIELD(18), Chairman

H 729 was referred to the Judiciary, Rules, and Administration Committee.

H 730 was referred to the Agricultural Affairs Committee.

H 731 was referred to the Health and Welfare Committee.

H 738 was referred to the Resources and Conservation Committee.

H 739 was referred to the Revenue and Taxation Committee.

H 732, H 733, H 734, H 735, H 736, and H 737 were filed for second reading.

February 20, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 510** to the Governor at 1:19 p.m., as of this date, February 19, 2004.

FIELD(18), Chairman

February 16, 2004

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **H 552** and report it back with amendments attached to be placed on General Orders for consideration.

SALI, Chairman

H 552 was placed on General Orders for consideration.

February 19, 2004

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 620, H 706, and SJM 106** and recommend that they do pass.

BLACK, Chairman

H 620, H 706, and SJM 106 were filed for second reading.

February 19, 2004

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **H 700, H 635, and H 669** and recommend that they do pass.

STEVENSON, Chairman

H 700, H 635, and H 669 were filed for second reading.

February 19, 2004

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration **HCR 46, HCR 47, and H 639** and recommend that they do pass.

SCHAEFER, Chairman

HCR 46, HCR 47, and H 639 were filed for second reading.

Thank you very much.

February 19, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 641** and recommend that it do pass.

FIELD(18), Chairman

H 641 was filed for second reading.

February 19, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 589** and **HCR 42** and report them back with amendments attached to be placed on General Orders for consideration.

FIELD(18), Chairman

H 589 and **HCR 42** were placed on General Orders for consideration.

February 20, 2004

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 603** and **H 632** and recommend that they do pass.

BARRACLOUGH, Chairman

H 603 and **H 632** were filed for second reading.

February 20, 2004

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 543** and recommend that it do pass.

CROW, Chairman

H 543 was filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

February 20, 2004

Idaho State House of Representatives
State Capitol Building
Boise, ID

Dear Mr. Speaker:

This letter is to authorize the introduction of RS 14163 (which would provide that all wildlife within the State of Idaho is the property of the State of Idaho and shall be preserved, protected, perpetuated, and managed for the continued benefit of the people) as per Joint Rule No. 20 referring to constitutional amendments.

Sincerely,

/s/ Representative Lawrence Denney
/s/ Representative Mike Moyle
/s/ Representative Julie Ellsworth

The Speaker announced that pursuant to the 36th day deadline, and a petition being presented, Joint Rule No. 20 would be waived for the purpose of introducing a joint resolution to make an amendment to the Constitution of the State of Idaho.

HOUSE CONCURRENT RESOLUTION NO. 48 BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE IDAHO FISH AND GAME COMMISSION RELATING TO THE TAKING OF BIG GAME ANIMALS AND COMMERCIAL FISHING.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Idaho Fish and Game Commission relating to the taking of big game animals and commercial fishing are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 13.01.08, Section 410, Subsection 05, paragraphs f. and g., rules of the Idaho Fish and Game Commission governing the taking of big game animals and other unlawful methods of take, adopted as a pending rule under Docket Number 13-0108-0301, and IDAPA 13.01.12, rules of the Idaho Fish and Game Commission governing commercial fishing in the state of Idaho, the entire rulemaking docket, adopted as a pending rule under Docket Number 13-0112-0301, be, and the same are hereby rejected and declared null, void and of no force and effect.

HCR 48 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 740 BY EDUCATION COMMITTEE

AN ACT

RELATING TO SCHOOL ATTENDANCE; AMENDING SECTION 33-202, IDAHO CODE, TO PROVIDE THAT SCHOOL ATTENDANCE IS COMPULSORY BETWEEN THE

AGES OF SIX AND SIXTEEN YEARS; AMENDING SECTION 33-208, IDAHO CODE, TO PROVIDE THAT SCHOOL DISTRICTS SHALL PROVIDE A KINDERGARTEN PROGRAM AND THAT ATTENDANCE IN KINDERGARTEN IS COMPULSORY; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 741
BY WAYS AND MEANS COMMITTEE
 AN ACT

RELATING TO SMOKE MANAGEMENT AND CROP RESIDUE DISPOSAL; PROVIDING A STATEMENT OF LEGISLATIVE INTENT; AMENDING SECTION 22-4802, IDAHO CODE, TO DEFINE "ECONOMICALLY VIABLE ALTERNATIVE"; AND AMENDING SECTION 22-4803, IDAHO CODE, TO REVISE PROVISIONS APPLICABLE TO ALL AGRICULTURAL FIELD BURNING.

HOUSE BILL NO. 742
BY WAYS AND MEANS COMMITTEE
 AN ACT

RELATING TO THE IMPORTATION OF CATTLE; AMENDING CHAPTER 2, TITLE 25, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 25-220, IDAHO CODE, TO PROHIBIT THE IMPORTATION OF CERTAIN CATTLE INTO THE STATE OF IDAHO FROM CANADA UNLESS THE CATTLE BEAR A SPECIFIED BRAND AND HAVE A COMPUTER MICROCHIP IMPLANTED.

HOUSE BILL NO. 743
BY WAYS AND MEANS COMMITTEE
 AN ACT

RELATING TO HEALTH CARE INSURANCE CLAIMS; AMENDING TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 56, TITLE 41, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE FOR THE TIMING AND METHOD OF CLAIM PAYMENTS, TO PROVIDE FOR PROVIDER BILLING, TO PROVIDE THAT INSURERS ARE NOT REQUIRED TO ACCEPT AN ASSIGNMENT OF PAYMENT, TO PROVIDE FOR INTEREST PAYMENTS AND TO SET FORTH EXCEPTIONS; PROVIDING AN EFFECTIVE DATE AND PROVIDING FOR APPLICATION.

HOUSE BILL NO. 744
BY WAYS AND MEANS COMMITTEE
 AN ACT

RELATING TO AGRICULTURAL BURNING; AMENDING SECTION 22-4804, IDAHO CODE, TO INCREASE FEES RELATING TO THE REGISTRATION OF FIELDS FOR AGRICULTURAL BURNING IN DESIGNATED COUNTIES.

HOUSE BILL NO. 745
BY WAYS AND MEANS COMMITTEE
 AN ACT

RELATING TO THE DIVERSION AND CONVEYANCE OF WATER; AMENDING SECTION 36-1601, IDAHO CODE, TO FURTHER DEFINE NAVIGABLE STREAMS; AMENDING SECTION 42-110, IDAHO CODE, TO GOVERN

OWNERSHIP OF WATER WHILE IT IS DIVERTED; AMENDING SECTION 42-3802, IDAHO CODE, TO FURTHER DEFINE STREAM CHANNEL; AMENDING SECTION 42-3806, IDAHO CODE, TO CLARIFY THE RIGHT TO CLEAN A DRAIN; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 746
BY REVENUE AND TAXATION COMMITTEE
 AN ACT

RELATING TO CEMETERY MAINTENANCE DISTRICT LEVIES; AMENDING SECTION 27-121, IDAHO CODE, TO PROVIDE FOR AN ELECTION TO INCREASE PROPERTY TAX LEVIES AND TO PROVIDE THE NECESSARY MAJORITY FOR APPROVAL; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE JOINT RESOLUTION NO. 11
BY WAYS AND MEANS COMMITTEE
 A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO ARTICLE I, OF THE CONSTITUTION OF THE STATE OF IDAHO, BY THE ADDITION OF A NEW SECTION 23, ARTICLE I, TO PROVIDE THAT ALL WILDLIFE WITHIN THE STATE OF IDAHO IS THE PROPERTY OF THE STATE OF IDAHO AND SHALL BE PRESERVED, PROTECTED, PERPETUATED AND MANAGED FOR THE CONTINUED BENEFIT OF THE PEOPLE, TO PROVIDE THAT THE TAKING OF WILDLIFE, INCLUDING ALL WILD ANIMALS, BIRDS AND FISH, BY HUNTING, FISHING AND TRAPPING IS A VALUED PART OF OUR HERITAGE AND SHALL BE PRESERVED FOR THE PEOPLE, TO PROVIDE THAT WILDLIFE SHALL BE MANAGED BY LAWS, RESTRICTIONS AND RULES THAT PROVIDE PEOPLE WITH THE CONTINUED OPPORTUNITY TO HUNT, FISH AND TRAP, TO PROVIDE THAT THE RIGHT OF PEOPLE TO HUNT, FISH AND TRAP SHALL NOT BE PROHIBITED, BUT IS SUBJECT TO LAWS, REGULATIONS AND RULES THAT CONSERVE FISH AND WILDLIFE AND PROVIDE PEOPLE WITH THE CONTINUED OPPORTUNITY TO HUNT, FISH AND TRAP, AND TO PROVIDE THAT THE RIGHTS SET FORTH DO NOT CREATE A RIGHT TO TRESPASS ON PRIVATE PROPERTY OR LEAD TO A DIMINUTION OF OTHER PRIVATE RIGHTS AND SHALL NOT BE CONSTRUED TO PROHIBIT OR IN ANY WAY AFFECT RIGHTS ESTABLISHED TO DIVERT, APPROPRIATE AND USE WATER PURSUANT TO ARTICLE XV OR THE STATUTES AND RULES ENACTED PURSUANT THERETO, OR TO ESTABLISH ANY MINIMUM AMOUNT OF WATER IN ANY STREAM, RIVER, LAKE, RESERVOIR OR OTHER WATERCOURSE OR WATER BODY; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

H 740, H 741, H 742, H 743, H 744, H 745, H 746, and **HJR 11** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1244, S 1245, S 1249, and **S 1251,** by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1246, S 1248, and **S 1250,** by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Revenue and Taxation Committee.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 718, H 721, H 722, and **H 723,** by Appropriations Committee, were read the second time by title and filed for third reading.

H 720 and **H 663,** by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 683, H 681, H 680, and **H 677,** by Agricultural Affairs Committee, were read the second time by title and filed for third reading.

HCR 40, by Environmental Affairs Committee, was read the second time by title and filed for third reading.

H 655, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

H 654, HJM 17, and **H 658,** by Health and Welfare Committee, were read the second time by title and filed for third reading.

SJM 105 and **S 1238,** by State Affairs Committee, were read the second time by title and filed for third reading.

H 645 and **HCR 44,** by State Affairs Committee, were read the second time by title and filed for third reading.

Mr. Denney asked unanimous consent that **H 628** be returned to the Health and Welfare Committee. There being no objection, it was so ordered.

There being no objection, the House advanced to the Twelfth Order of Business.

Consideration of General Orders

Mr. Denney moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the

Whole House for the consideration of General Orders with Mr. Moyle in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

February 20, 2004

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 544, H 604, H 631, H 625, H 676, H 659,** and **H 552** and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H 544

AMENDMENT TO THE BILL

On page 4 of the printed bill, following line 26, insert:
"SECTION 6. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval."

CORRECTION TO TITLE

On page 1, in line 21 following "TMDLS;" delete "AND" and in line 25 following "WATERSHED" insert: "; AND DECLARING AN EMERGENCY".

HOUSE AMENDMENT TO H 604

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 13, delete "light" and insert: "signal"; in line 16, delete "lights" and insert: "signals"; delete lines 18 and 19 and insert: "cal strobe light device on the highways of this state unless the person is operating or riding in an"; and in line 21, following "is" insert: "operating or riding in".

HOUSE AMENDMENT TO H 631

AMENDMENT TO SECTION 1

On page 1 of the printed bill, delete lines 21 through 23 and insert:

"(2) The boards of trustees of community college districts shall be and hereby are authorized and empowered to cooperate with the county commissioners, mayors, city councils and school district boards of trustees identified in subsection (1) of this section and to permit the use, for such county, city and school district purposes, of such buildings, grounds, athletic fields, gymnasiums, libraries, laboratories and other equipment and facilities, as are not at the time required for other purposes by the community college."

CORRECTIONS TO TITLE

On page 1, in line 4, following "SHALL" insert: "BE AUTHORIZED AND EMPOWERED TO"; and in line 6, following "TRUSTEES" insert: "AND TO PERMIT THE USE OF COMMUNITY COLLEGE EQUIPMENT AND FACILITIES FOR COUNTY, CITY AND SCHOOL DISTRICT

PURPOSES".

HOUSE AMENDMENT TO H 625

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 14, delete "sixteen" and insert: "sixteen five"; and in line 15, delete "(16,000)" and insert: "(+65,000)".

CORRECTION TO TITLE

On page 1, in line 4, following "MEASURES" insert: ", TO PROVIDE APPLICABILITY TO CITIES OF FIVE THOUSAND OR MORE POPULATION".

HOUSE AMENDMENT TO H 676

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 8, following "WASTES" insert: "AND RADIOACTIVE MATERIALS"; in line 10, following "waste" insert: "or radioactive materials"; following line 30 insert:

"(2) Every person, including a private carrier or a common or contract carrier, who operates a vehicle on any highway of this state transporting nuclear waste being transported to the Idaho national environmental and engineering laboratory (INEEL) or the waste isolation pilot plant in New Mexico, to any facility established pursuant to section 135 of the federal "Nuclear Waste Policy Act of 1982" as amended, 42 U.S.C. 10101 et seq., to any repository licensed for the permanent deep geological disposal of high-level radioactive waste and spent nuclear fuel, or to any monitored retrievable storage facility established pursuant to section 141 of the federal "Nuclear Waste Policy Act of 1982" as amended shall first procure from the department an annual or single trip permit for each vehicle so driven. This permit shall be available for examination and shall be displayed in accordance with rules adopted by the department. The fee for a single trip permit for the transportation of such nuclear waste shall be seventy dollars (\$70.00). The fee for an annual permit for the transportation of such nuclear waste shall be five hundred dollars (\$500)."; in line 31, delete "(2)" and insert: "(23)"; in line 32, delete "twenty seventy dollars (\$270.00)" and insert: "twenty dollars (\$20.00)"; in line 33, delete "(3)" and insert: "(34)"; in line 34, delete "two five hundred fifty dollars (\$2500)" and insert: "two hundred fifty dollars (\$250)"; in line 35, delete "(4)" and insert: "(45)"; in line 38, delete "(5)" and insert: "(56)"; and on page 2, in line 3, delete "(6)" and insert: "(67)".

CORRECTIONS TO TITLE

On page 1, delete lines 2 through 4 and insert:

"RELATING TO HAZARDOUS WASTE AND RADIOACTIVE MATERIALS; AMENDING SECTION 49-2202, IDAHO CODE, TO PROVIDE REFERENCES TO RADIOACTIVE MATERIALS, TO SET FORTH PERMIT REQUIREMENTS FOR PERSONS WHO TRANSPORT CERTAIN NUCLEAR WASTES, TO PROVIDE FOR PERMIT FEES AND TO MAKE TECHNICAL CORRECTIONS."

HOUSE AMENDMENTS TO H 659

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 33, following "~~Code~~:" insert: "The certified nurse midwife collaborates with other health professionals in providing health care."; on page 2, in line 5, following "~~Code~~:" insert: "The clinical nurse specialist collaborates with other health professionals in providing health care."; in line 22, following "~~Code~~:" insert: "The nurse practitioner collaborates with other health professionals in providing health care."; in line 28, delete "~~, in collabora-~~", delete line 29 and in line 30, delete "~~Idaho,~~" and insert: ", in collaboration with a physician, dentist or podiatrist authorized to practice in Idaho,".

AMENDMENT TO THE BILL

On page 3, following line 24, insert:

"SECTION 2. That Section 54-1411, Idaho Code, be, and the same is hereby amended to read as follows:

54-1411. RENEWAL AND REINSTATEMENT OF LICENSE. (1) Renewal. Each license issued pursuant to this chapter shall be valid from the date of its issue until the first renewal date thereafter.

(a) No license shall be valid unless renewed each and every two (2) years on the renewal dates fixed by the board.

(b) The board may impose a renewal fee in an amount not to exceed one hundred dollars (\$100).

(c) A license that is not timely renewed is a lapsed license.

(2) Certified nurse midwives, clinical nurse specialists and nurse practitioners desiring license renewal must provide proof, satisfactory to the board, of the applicant's competence to practice by documenting completion of a peer review process.

(3) Reinstatement. A person whose license has lapsed, or who holds an emeritus status license in good standing, or whose license has been revoked, suspended, limited, conditioned or otherwise sanctioned by the board, may apply for reinstatement of the license to active and unrestricted status. A licensee's ability to apply for reinstatement may be subject to time constraints imposed by board rule or by the terms of a disciplinary order. An applicant for reinstatement must:

(a) Pay a reinstatement fee in an amount not to exceed one hundred dollars (\$100).

(b) Submit a completed reinstatement application and provide proof, satisfactory to the board, of the applicant's competency to practice.

(c) Document compliance with the terms and conditions set forth in any order of the board as a condition of reinstatement."

CORRECTIONS TO TITLE

On page 1, in line 4, following "SPECIALISTS" delete ",," and insert: "AND"; and following "PRACTITIONERS" delete the remainder of the line and delete all of line 5, and insert: "AND TO PROVIDE FOR COLLABORATION WITH OTHER HEALTH PROFESSIONALS; AND AMENDING SECTION 54-1411, IDAHO CODE, TO REQUIRE PEER REVIEW FOR RENEWAL OF LICENSE."

HOUSE AMENDMENT TO H 552

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 20, delete "~~and~~" and insert: "and"; and also in line 20, delete "~~and pastoral~~"; in line 21, delete "~~counselors~~"; in lines 30 and 31, delete "~~pastoral counselors~~".

AMENDMENT TO THE BILL

On page 2, delete lines 9 through 53, inclusive; and on page 3, delete lines 1 through 16, inclusive; and renumber the subsequent section consecutively.

CORRECTIONS TO TITLE

On page 1, in line 3, delete ", TO PROVIDE REFERENCES TO"; in line 4, delete "PASTORAL COUNSELORS"; and delete lines 6, 7, 8 and 9, and insert: "AND".

We have also had under consideration **H 609**, report progress and beg leave to sit again.

MOYLE, Chairman

Mr. Moyle moved that the report be adopted. Seconded by Mr. Denney.

Whereupon the Speaker declared the report adopted.

H 544, as amended, **H 604**, as amended, **H 631**, as amended, **H 625**, as amended, **H 676**, as amended, **H 659**, as amended, and **H 552**, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

There being no objection, the House returned to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 627, having previously been read the third time at length, was placed before the House for final consideration.

The question being, "Shall **H 627** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bayer, Bedke, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Collins, Crow, Cuddy, Denney, Douglas, Eberle, Edmunson, Ellsworth, Field(18), Garrett, Harwood, Henbest, Jaquet, Kellogg(Nonini), Lake, Langford, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood, Mr. Speaker. Total -- 57.

NAYS -- Barrett, Bell, Clark, Field(23), Gagner, Kulczyk, McKague, Rydaltch, Stevenson. Total -- 9.

Absent and excused -- Deal, Eskridge, Jones, Moyle. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 627** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, February 23, 2004. There being no objection, it was so ordered.

Mr. Lake asked unanimous consent that **H 681** and **H 680** be returned to the Agricultural Affairs Committee. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Denney moved that the House adjourn until 11 a.m., Monday, February 23, 2004. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:06 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk